

# COMMITTEE REPORT

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## MADAM PRESIDENT:

The Senate Committee on Public Policy, to which was referred Senate Bill No. 429, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1           Page 2, line 3, delete "value" and insert "cost".
- 2           Page 2, line 16, after "(2)" insert "**This subdivision does not apply**
- 3 **to a qualified drawing conducted under subdivision (12).**".
- 4           Page 3, line 32, after "on the" insert "**qualified**".
- 5           Page 3, between lines 37 and 38, begin a new line block indented
- 6 and insert:
- 7           **"(12) The following rules apply only to a qualified drawing**
- 8           **from which the retailer retains the profits:**
- 9           **(A) Cash may not be awarded to the winner of the**
- 10           **qualified drawing.**
- 11           **(B) All prizes must be in the form of merchandise other**
- 12           **than alcohol or tobacco.**
- 13           **(C) The maximum amount of wagers that a retailer may**
- 14           **accept in the course of conducting the qualified drawing is**
- 15           **five hundred dollars (\$500).**".
- 16           Page 5, between lines 4 and 5, begin a new paragraph and insert:
- 17           "SECTION 4. IC 4-36-5-2, AS AMENDED BY P.L.108-2009,
- 18 SECTION 19, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 19 JULY 1, 2011]: Sec. 2. (a) A type II gambling game may be sold under
- 20 this article only on the premises of the retailer's tavern.

1 (b) Type II gambling games ~~raffles, and winner take all and~~  
 2 **qualified** drawings conducted under section 1(c) of this chapter may  
 3 not be offered in any part of the retailer's licensed premises in which a  
 4 minor may be present under IC 7.1-5-7-11(a)(16).

5 SECTION 5. IC 4-36-5-3, AS ADDED BY P.L.95-2008, SECTION  
 6 13, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
 7 2011]: Sec. 3. (a) A retailer ~~that obtains a type II gambling game~~ must  
 8 obtain ~~the~~ a type II gambling game **or a ticket for a qualified drawing**  
 9 from a distributor licensed by the commission under this article.

10 (b) Except as provided in subsection (c), a distributor must obtain  
 11 at least twenty-five percent (25%) of the type II gambling games **and**  
 12 **tickets for qualified drawings** purchased by the distributor from a  
 13 manufacturer that is domiciled in Indiana.

14 (c) The commission may excuse a distributor from the requirement  
 15 set forth in subsection (b) if the commission finds that at least one (1)  
 16 of the following conditions exists:

17 (1) No manufacturer domiciled in Indiana is licensed under this  
 18 article.

19 (2) No manufacturer domiciled in Indiana is in good standing  
 20 with the requirements of this article.

21 (3) All of the licensed manufacturers domiciled in Indiana also  
 22 hold distributor's licenses.".

23 Renumber all SECTIONS consecutively.  
 (Reference is to SB 429 as introduced.)

**and when so amended that said bill do pass .**

Committee Vote: Yeas 8, Nays 0.

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**Senator Alting, Chairperson**